

App F IX 4

Previous References

✓
1953-54
(CY)

File No 4-53-

Serial Nos 12, 47

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos

2

2

70

(E)

Part B for October 1953

SUBJECT

Charges framed against Smt RS Kumar,
Ex-Revenue Officer of the Municipality

WD 01425-GPB-25 000-15 9-1982

L 8792-3 | c M 4-53-47, dt 22 10 53

The Commⁿ for L-S-G
Municipal Commⁿ Davaudagere
(Thro' President)
Issues on O M

7/2

7977, 7978
41

From

The Ml president Davangere,
Municipality.
D O no C/C 792/52-53 dt 16/1/53

Frames Charges against Sir R S
Kumar, Revenue Officer, for his
willful disobedience in not
Carrying out his instructions

- (1) Orders of the LSS Sec then on
Pek Ask the Commr to investigate file -
and send a report soon

Sd/- S V R Rao
16/1

- (2) Subla work for diaps for approval
19/1
802 19/1/53
(3) Issue
21/1

To the Ml Commr (Davanagere
Ch President)

11 President Deyar
L 18579-80 dated 24-1-5

✓ Sus A
22/1/53

Requests to take action
against Sir R-S Kumar
Revenue Officer for his
illegal acts

7978 5394 ml
2 Charges framed against Sri R S Kumar
Sr. Revenue Officer Davangere city Mky.

From the Commr Davangere city Mky
no GC 792/52-53 dated 7-6-53
forwards the explanation of Sri Kumar
along with Connected Records and his opinion
thereon

(4) The Commissioner, Davangere city Mky
has submitted the explanation of Sri R S Kumar with
his remarks thereon

(5) The charges are posted against the
explanation of Sri R S Kumar in juxtaposition (~~Flag E~~)
for perusal (Flag E)

(6) Sri R S Kumar in his explanation has (~~Flag E~~)
Cast appears on the Municipal President also the
Commissioner has thereon obtained the president's remarks
on the explanation of Sri Kumar. (~~Flagged 'C'~~)
The further note of the present Revenue Officer Sri
H P Brahmapppa giving factual information on
points urged by Sri R S Kumar in his explanation
is also sent by the Commissioner (Flag D)

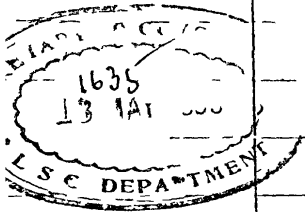
(7) It is seen from the Commissioner's Report
that the work of Sri R S Kumar in the Municipality
was not up to the mark

(8) Subs for orders Before any orders
lms 6/5 mls 6/5

charges framed against Sri P S
Kumar, Sr Revenue Officer Davangere [App F 111-2]
File No 394/mc of 19 WD 02201-GPB-10 000-7-1 53

Serial
No

passed by Govt in the way of disciplinary
action against him, it is necessary to consult
the Public Service Commission for order whether
the Public Service Comy may be consulted in
the first instance



Secy
dsg)

11/5

(9) Pl discuss

11/5

Cons

(10) Please type the charges and also the replies given by
Sri Kumar in one and the same page ^{leaving} sufficient
space for his opinion. Vm Secy & Mr Secretary
dt

29/5

(11) Typed Statement is put up.

(12) As the Comy & S G have ample
powers to furnish the Ex officers, his opinion is necessary
in the matter of appd, the record will be referred
to the Commission ^{unofficially} for remarks

Secy
dsg)

11/5

(13) Yes
11/5 Plt

P.T.O



Charges framed against Sri R S Srinivasan

Ex - Revenue Officer of Davanagere Municipal Council
File No. 19, General and Revenue Secretariat

U.O. No. 95

D. 20.6.53

Serial No

394/HL/53

Forwarded unofficially to the Commissioner
for Local Self-Government - for perusal
of opinion and return being sent

Manumathappa



Bangalore }
Dr

for Secretary to Government
L.S. & Planning Departments

NO Ryc 1035-317/53-54

14) Re Item 2 in the tabular
stn. (non-asset of vacant
sites) the official says he
has submitted a report on
17.1.53 This has not appeared
in his personal record.
This may please be seen.

23/6/



26/6
27/6

15) The Commissioner, Davanagere Municipal
Council, will be requested to make available
the reference required at para. 14 supra

16) yes today

27/

17) Subd with a draft for attn

18) Done
26/

4/7 22/17

Charges framed against ^S Sh. R. S. Kumar ^{Ex - Revenue} Officer
Davanagere City Municipality

394/ru

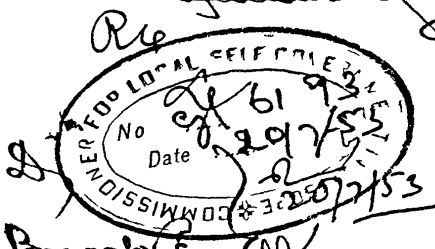
2582

No. B 4293 / 53-SH dated 13.7.53 to
the Municipal Commissioner, Davanagere
Received letter no. G.C. 792 / 52-53
dated 16.7.53 from the Municipal Comm-
-issioner - forwards the report, in
original, of Sh. R. S. Kumar regarding
assessment of properties

19) Subd write a memo forwarding the
file to the Commissioner for S. S. G.
with reference to para 14

No. No. B 108 / 53 SH D 18.7.53

Forwarded unofficially to the Commissioner
for Local Self-Government for
favour of opinion and early return



Mannanahapa

For Secretary to Government -

S. S. G. and Planning Department

Keep a copy
myself
25

Dated 19-8-1953

20) I am returning herewith the 10.0 file with my remarks against each charge in the tabular statement. I am afraid the material got up by the Commr during the course of his rather perfunctory enquiry is too meagre to assess the final responsibility of the Ex Ro. Sri R. S. Kumar

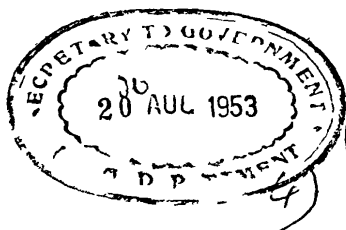
21) If it is not deemed worth while continuing the enquiry or, conclusion and on the basis of the available facts I may state as follows

1) Charge I not proved (Xog H)

2) Charge II not proved. (Xog M)²

3) Charge III nothing improper The Ex Ro has to be warned for the signature used by him which favours of imperi-
hence (Xog N)

Charge IV Ex Ro is culpable appliance in taking action to recover municipal dues. Since it is not made whether any loss has been caused to the Municipality, a case may arise which will need careful case. (Xog O)



Changes against Si. R S Gurnarav.

2582

could (21)

5) The ^{7th} Chap itself cannot be pressed as there has been some mistake in framing it (P)

6) ~~5~~ Chap 6 & 8 The EoR is quilty of not having exercised effective supervision over selected collections maybe warned

The language of this reply is ineptitude (Hag 2)

7) Chap 7 ~~not passed~~ no evidence of any serious irregularity

All the reads are enclosed

Ullas

11/8/53

Pr. Bg

22/8

22) For perusal of the documents of the C. S. & Commissioners at paras 20-21 Supra. Subd. with reference to paras 12-13 ante

23) The proposals ~~for~~ come to warn the official severely maybe ~~and~~ then with regard noted in the Service Register - The Ex Men

ho
22/8 sm/25/6

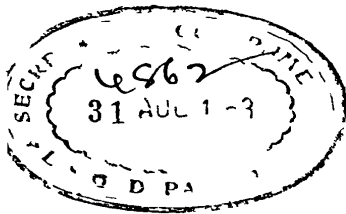
Charges framed against Smt R S Kumaran - Ex-
Revenue Officer of Davangere City MLC

2582
TL

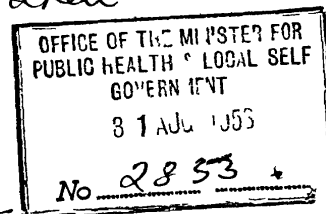
8 will be ~~not~~ directed to be more careful
and vigilant in the discharge of his duties
and to be more polite
and in using a language ~~which is not~~
~~befitting his position~~ against the President
of any Municipality

31/8

Secy
Ld)



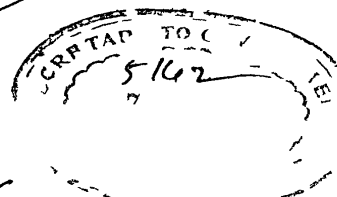
24) I agree with the
findings of the Commr Ld. The
Offical may be warned and told
that if he does not improve severe
disciplinary action will be taken
against him



Ld
31/8
31/8

(this Ld)

25) 6/9/53



7/9

26) Subl. take a draft

27) Should we ~~not~~ note the over your
on each charge change the draft
accordingly

23/9

28) A draft is put up as per orders at Para 27/

P.T.O

15/9
22/9

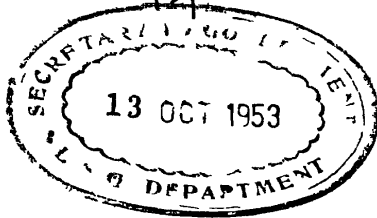
3/10 8/3/10

Charges framed against Sd R S 2582
Kumaran Lx. Revenue Officer Davangere
2582me City Municipality

29) The draft already put up is - Slightly modified
as instructed for apnl

16
9/10

82
12/1



Secy
dtd

12th

Issue
17/x
12th

The Commr for L & S
Municipal Commr Davangere
(2nd to 1st)

L 8792 Spec H 23 H7
92 x 03

B
8/9

Issue on 8/11

Remarks of the L & S Co. Commissioner.

Two points are made and at this Councils

(1) procedural irregularities in setting up the mulshakha and (2) delay in taking action to recover the arrears. As to (1) The Ro has offered no explanation though they are irregularities. I cannot say they are of a grave type.

As to (2) my delay in action for recovery it is seen that though the Co Ro says several notices were issued to the contractor to make payment, he did not comply. The report of the present Ro of 24.5.53 shows however that the first notice was issued only on 27.11.52. It must however be remembered that according to the statement of recoveries given at the above report a sum of Rs 333 was collected on 25.8.52. It is clear, then, that attempts to recover were being made in the interval. After the Co Ro issued notice on 27.11.52, the contractor did not pay it was decided at a meeting of the Council held on 17.12.52 that if the contractor did not pay by 25/12/52, the contract may be cancelled. On 26/12.52 the contractor paid only a portion of the

dues viz a sum of Rs 999. In spite of the previous resolution, the Council at its meeting held on 21.1.53 resolved to give the defaulter three months time. It is clear therefore that the responsibility for non-collection & grant of time after Dec 1952 lay with the Council only. If they had not given time and had enforced the resolution passed on 17.12.52 the dues would have been recovered earlier. As to the default between the beginning of the year and 27.11.52 when the first notice against the defaulter is stated to have been issued by the Co Ro, I have already stated that this official states he issued a number of notices whereas the present

175

Tyranahalli Doddaveerappa

PRESIDENT
CITY MUNICIPAL COUNCIL

D O No G C. 792 /52-53

C O N F I D E N T I A L



BANGERE CITY
17th January 1953

Dear Sir,

I confirm my marginally noted telegram sent to you today and furnish my charges framed against Sri R ^{B A} Kumar, for taking

-----	*	such needful action against
G V K Rao,	*	him as is deemed necessary for
Secretary, Local Self Govern-	*	his wilful disobedience shown
ment Department, Bangalore	*	in not carrying out my instruct-
Relieving Order issued Revenue	*	ions
Officer Posting some charge	*	
Statement Take Action	*	
-----	*	

The following are the charges framed against him

1 That the Revenue Officer has failed to take prompt action in collecting the monthly khists at Rs 354/- per month from April 1952 to end of December 1952 from the Contractor in respect of the right to collect fees on Cattle at the Weekly Cattle Shandy

2 That though he was instructed in writing to assess the vacant sites and buildings lying within the several colonies formed ~~formed~~ in the City in this office memo No G C.690/52-53 dated 12-12-1952, he did not care to obey the orders issued by me and a second letter had therefore to be sent to him on 7-1-1953 through the Municipal Commissioner This delay on the part of the Revenue Officer in not assessing the properties in the several colonies and Regulated Market resulted in considerable loss of Municipal Revenue

3 That in spite of the fact of issuing ~~him~~ order to him in memo No G C.764/52-53 dated 9-1-1953 for giving access to the Clerk of this office to check the counterfoils of the Toll Gate

*Defaulter is known --
issued by me to Ro. I have already
stated that this official stated he issued
a number of notices whereas the present*

Ask

*Ask the Comm
to investigate
and send a
report soon*

*GP
16/1/53*

*x, x x Bell
L. Bask*

Gate receipt books for 1951-52, he has failed to obey the instructions by not complying with the order and by way of refusing access to the Clerk

4 That he has failed to collect the arrears of khist amount of Rs 904/- outstanding recovery from the Weekly Cattle Shandy contractor for 1951-52 but has since recommenced to remit Rs 625/- with his report dated 24-12-1952, after a considerable delay

5 That he has failed likewise as above, to collect the arrears of General Shandy khists from Contractor Sri C K Siddappa due for 1951-52 till date but has since recommended for the remission of Rs 67/- only A sum of Rs 1,169/- is reported to be still outstanding recovery

6 That he has allowed the Octroi Staff to deliver goods subject to recovery of Octroi duty as and when parties find it convenient to pay This has resulted in heavy loss of Municipal Revenue This is being wilfully done in spite of the ~~repeated~~ repeated instructions

7 That he has not taken prompt action to fix the demand under Professional tax during 1952-53

8 That he has grossly neglected to check the Toll accounts as well as the Market fee collection though he is being paid a special allowance of at Rs 30/- per month ~~I may be permitted~~

I may be permitted to say that the above charges framed against him may be kindly caused to be investigated and suitable disciplinary action taken against him for his negligence in discharging Government work

Yours Sincerely,

[Signature] 13/1

To

Sri G V K Rao B Sc, (Hons)
Secretary to Government,
Local Self Government Department,
B a n g a l o r e

Copied 15/2/53

Remarks of the L & T Commission

Two points are made all at this Council

(1) procedural irregularities in setting up the mulchakha and (2) delay in taking action to recover the arrears. As to (1) The Ro has offered no explanation though they are irregularities; I cannot say they are of a grave type.

As to (2) Very delay in action for recovery it is seen that though the Co Ro says several notices were issued to the contractor to make payment, he did not comply. The report of the present Ro of 24.5.53 shows however that the first notice was issued only on 27.11.52. It must however be remembered that according to the statement of recoveries given at the above report a sum of Rs 333 was collected on 25.8.52. It is clear, then, that attempts to recover were being made at the interval. After the Co Ro issued notice on 27.11.52, the party did not pay it was decided at a meeting of the Council held on 17.12.52 that if the party did not pay by 28/12/52, the contract may be cancelled. On 26.12.52 the contractor paid only a portion of the dues viz a sum of Rs 999. In spite of the previous resolution, the Council at its meeting held on 21.1.53 resolved to give the defaulter three months time. It is clear therefore that the responsibility for non-collection & grant of time after Dec 1952 lay with the Council only. If they had not given time and had enforced the resolution passed on 17.12.52 the dues would have been recovered earlier. As to the default between the beginning of the year and 27.11.52 when the first notice against the defaulter is stated to have been issued by the Co Ro, I have already stated that this official states he issued a number of notices whereas the present

Could Present to State that the
first notice was issued only
on 27.11.52 which is a discrepancy
which has the first payment
in any case any way in August
1952 a recovery has been
made thereby showing that
attempts at collection were
continuing and disproving
that no collections were made.
Till 27.11.52 when the first
notice is alleged to have been
issued.

Considering all these circumstances
I do not think any grave short-
ness on the part of the Ex. Bd.
in respect of this particular
charge has been made out
delay in collection, at least
in the last part of the year
was due largely to the unusual
sympathetic attitude taken
by the Council to the delinquents

WLD
9/8

From the report of the present Revenue Officer
it is seen that the procedure is as follows (His report
of 24/5/53) (Page 4)

Sl no	place	no disposed	no assessed
1	Ayaznagar	947	150
2	Nizamally	127	12
3	Kadadi	1152	39
4	Vinoba Nagar	675	21
5	Mooli Chandray		
	Atchak	273	
	To black	420	

A good no of sites have been assessed and not been assessed

The E. R. Officer is as follows (see his report of 21/7/53)

- 1) Sites have been given irregularly and even to people who were not traceable and from whom upset price could not be recovered. Naturally they could not be assessed.
- 2) That in November 52 the site papers were transferred to a local office. Some minor cases are still pending.
- 3) That in regard to the Regulation made by the Government to assess the sites, the Government has taken action to assess the sites and that as far as the buildings they are unassessed.

The allegations made by the E. R. Officer are as follows: that the Government is not properly taking care of the Government's interest in the matter. The Government has sent him up simply to assess the sites about the language they are caught in. We have no information as to when the sites were disposed of and whether the upset price was paid. July 1950 when this information is relevant to indicate the earliest moment when

Could Present to State, that the
first notice was issued only
on 27.11.52 which is a discrepancy
which has the first payments
In any case Any way in Aug.
1952 a recovery has been
made thereby showing that
attempts at collection were
continuing and despite
that no collections were made
till 27.11.52 when the first
notice is alleged to have been
issued.

Considering all these circumstances,
I do not think any grave slack-
ness on the part of the Ex. Bd.
in respect of this particular
charge has been made out
delay in collection, at least
in the last part of the year
was due largely to the unusual
sympathetic attitude taken
by the Council to the delinquents

WUP
GK

3

Charge framed

Reply by Sri R S Kumar, Executive Officer (on leave) Davangere

- 1 That the Revenue Officer has failed to take prompt action in collecting the monthly khists at Rs 354/- per month from April 1952 to end of December 1952 from the contractor in respect of right to collect fees on Cattle at the Weekly Cattle Shandy

I submit that the charge is baseless and without any foundation. In fact the interference of the President was responsible for the non-recovery. As soon as the contractor committed default, I issued several notices calling upon him to make the payment. This had no desired effect upon the contractor. And I was left with ~~only~~ only one alternative, i.e. to recommend to the Municipal Commissioner to cancel his contract. The Municipal Council in pursuance of my recommendation resolved at its meeting held on 17-12-1952 that the contract be cancelled if the party fails to pay up the arrears on or before 28-12-1952. I communicated this resolution to the defaulting contractor. I was almost successful in recovering the same, but the party took shelter behind the President. The President asked the contractor in my presence to pay Rs 1000/- only then and for the remainder he promised him further time. I explained to the President that it was contrary to the resolution of the council to which he asked the contractor to make an application praying for time and that he would grant it after obtaining another resolution passed by the 2/3 majority rescinding the previous resolution. The President got another resolution on 21-1-1953 modifying the previous one. In the fact of these facts, it would be fantastic to charge me for dereliction of duty.

Could

Whether the could have been assessed If such prices had been paid and all assessments ^{had} ~~been~~ ^{not} been levied then the Ro could be held responsible for non-collection.

The statement of the Ro that the papers regarding grant of sites were withdrawn from his section and handed over to a lady working under the ~~secretary~~ would not normally be ^{valid} an argument as the Ro could even then have very well looked into the papers. But it becomes relevant when taken along with his specific statement that the President had ^{made} ~~made~~ many irregular grants; and the suggestion being that the papers were taken away just to cover these transactions. However important it may be that a subordinate officer should make allegations like that against the non-official President, I think it would be in the interests of justice that the Ro should be called upon to substantiate them and that either way, the proposition should depend upon the result. It is a great pity that the Commission should not have gone more deeply into this matter. I can quite understand his delicate position, however. It is a bit hard for further enquiry.

could enquiry whether (1) irregular
grants had been made & if so
prices could not be recovered
and if so assessment had
to be held up (2) Ex RD was
deliberately kept out from
knowledge of the grants of
sites and (3) whether in cases
can be held actually taken
action & assessment as stated
by him

No conclusion can be arrived
at without further enquiry
on these points

WLL
/ 7/

2 That though he was instructed in writing to assess the vacant sites and buildings lying with the several colonies formed in the city in this office memo No G C 690/52-53 dated 12-12-1952, he did not care to obey the orders issued by me and a second letter had therefore to be sent to him on 7-1-1953 through the Municipal Commissioner. This delay on the part of the Revenue Officer in not assessing the properties in the several colonies and Regulated market resulted in considerable loss of Municipal revenue

Regarding the assessment of properties in the several colonies and the Regulated Market, I have already submitted the detailed report on 17-1-1953 and I have nothing more to add. /

by

I cannot understand this part. The court could
easily have directed the Co. to furnish
any infoⁿ the matter is nothing very
serious

The language of the reply is however not
that of a master & well behaved official
The Co. ~~should~~ had no business to
refer to the proceedings in the terms

Walt
5/89

- 3 That in spite of the fact of issuing order to him in Memo No G C 764/52-53 dated 9-1-53 for giving access to the clerk of this office to check the counterfoils of the Toll Gate receipt books for 1951-52 he has failed to obey the instructions by not complying with the orders and by way of refusing access to the clerk

Regarding refusal to access to the clerk and check the counterfoils of the toll gate receipt books etc This allegation is on the very face of it is very fantastic The Municipal Commissioner issued a memo No G C 764/52-53 dated 9-1-1953 to complete all the outstanding arrears of work Again on 13-1-1953 I received another memo issued by the Commissioner asking me to hand over charge of my office forthwith, though I had not received any order of transfer If during this interval of 5 days I had acted as alleged, certainly the clerk concerned should have been complained against me to the Commissioner There is absolutely nothing of this kind anywhere The President, besides, has nothing to do with these matters and it is a matter with which the Commissioner is concerned If at all it proves that the President is interfering with the work of the Commissioner also

The closure of the survey on account of
timber is reported by the President in
his remarks dated 5/4/53 to have been only
for nine weeks, nothing President M. E. R.
from relieving other than that. There has
been delay in taking action for which the
E. R. is responsible. We cannot throw
the blame on the Clerk.

It cannot be made out from the record
whether the amount has become irre-
coverable. If it has, the financial re-
sponsibility of the E. R. has to the
Executive responsible for the delay
be imposed.

WLT
98

4. That he has failed to collect the arrears of khist amount of Rs.904/- outstanding recovery from the weekly shandy contractor for 1951-52 but has since recommenced to remit Rs.625/- with his report dated 24-12-1952 after a considerable delay.

Non-recovery of the arrears of khist amount from the weekly shandy contractor for 1951-52. There is nothing to justify the charge. The Deputy Commissioner, Chitaldrug had prohibited the holding of weekly cattle shandy on several occasions during the term of contract on account of the prevalence of the rinderpest and other reasons. The contractor presented several applications claiming remission on account of the loss sustained by the prohibition of the holding of the shandy. His claims were reasonable. The question had to be settled only after close of the official year. After expiry of the term of the contract this question was examined and recommended for grant of remission. As this question of remission has to be first considered by the Managing Committee this committee was constituted in the month of August or September 1952. This Committee met only once before December 1952. Even if there is a delay, the concerned clerk is responsible.

Apparently there has been some
mistake in framing the charge. The ~~Govt~~
Charg mentions the name of one Ch. Redappa
as being the contractor. The Ev Ro has
stated that the collection right was not
sold to the said Redappa. He has
reply dated 5.4.83 the previous has
corrected the mistake and has said
the right was sold to Sri Nagappa
Rao. The statement of the Ev Ro on
the corrected charge has not been
obtained and in the absence of it,
it is not possible to furnish any
considered opinion on the matter.

WSS
5/8

7

- 5 That he has failed likewise as above to collect the arrears of General shandy khists from contractor Sri C K Siddappa due for 1951-52 till date but has since recommended for the remission of Rs 67/- only A sum of Rs 1,169/- is reported to be still outstanding recovery

Regarding the failure to collect the arrears of the General Shandy khist from the contractor Sri C. K Siddappa due for 1951-52, this allegation is quite false Because the right to collect fees in the general weekly shandy during 1951-52 was not at all sold to Sri C K Siddappa

In his report dated 3/4/53 the present RO has given a list of ~~actai~~ articles on which actai has not been paid from 1 4 52 to 30/12/52. The Ex RO has not answered these allegations properly beyond saying that he is not responsible for the vagaries of the actai and tall staff. He has also said that he has made reports pointing out several irregularities which have happened in the actai's tall establishment. The first argument viz that the RO could not be expected to be in touch with actai's tall staff daily is absolutely invalid. It is the RO's business to check up the accounts and see that all actai due is collected. It is only on the second point viz that he had made several reports on the irregularities observed by him that I am convinced & believe that the Com-Messenger has not pursued the matter fully. The Ex RO should have been asked to bring out the reports which he alleges he has made and it should have been examined whether they have any relation to the allegations now under examination.

On the face of it, however, it is clear that actai has not been recovered on several cheques during the period the Ex RO was in office and his explanation

Could Explanation that he could
not be expected to be aware of all
his staff were doing cannot be easily
accepted

He has made the position worse by
his unmannerly and unwarranted
reference to the previous having
tried to evade action. A adequate
Explanation has been given in
respect of each item. But before
disciplinary action is taken, I
would suggest EOR being given
copy of the Report ~~after~~ of the
facts purchased by LCV Co (the
parents' firm) and asked to
explain why he made such
reckless charges

UHO
7/81

6 That he has allowed the octroi staff to deliver goods subject to recovery of octroi duty as and when parties find it convenient to pay. This has resulted in heavy loss of Municipal revenue. This is being wilfully done in spite of the repeated instructions.

7 That he has not taken prompt action to fix the demand under professional tax during 1952-53 (vide next page)

8 That he has grossly neglected to check the Toll accounts as well as the Market fee collection though he is being paid a special allowance at Rs 30/- per month.

6 and 8 Regarding Point Nos 6 & 8 I wish to state that I was the Executive Officer to whom several works were entrusted. I was not expected to be present in the octroi office during office hours. I am not responsible for all the omissions and commissions done by the octroi and toll gate staff who are local candidates in whom the President is interested. The postings and the transfers of the staff is being frequently made by the Municipal Commissioner at the whims and fancies of the President without my knowledge. As per resolution of the Municipal Council the responsible clerk who is able to furnish the cash security of Rs 500/- is to be posted to the octroi office as he has to handle heavy cash. This rule is completely violated by the commissioner. This fact was reported to the Commissioner stating that I am not answerable for any irregularities which may happen in the octroi office. I have submitted reports pointing out several irregularities committed by octroi and toll gate staff and recommending for punishments. My several reports had no desired effect. I got several local octroi and toll gate mutsaddis dismissed for their illegal acts. But the present President had got them reinstated. Such dismissed mutsaddis are at present working in this office.

They are Sheikh Honnur, Gurusiddiah, Gurusiddappa, Rama Rao (since displaced). In this connection it may be stated that the President who is a merchant has misused his powers and removed dutiable goods without paying octroi on the dates noted below -

10-7-1952	3 cases of iron materials
21-10-52	1 bundle of cigarettes
6-11-52	Welding rods received from Wadi bundar
22-11-52	Pump parts received from Wadi "
13-8-52	1000 gallons of petrol
29-10-52	2000 gallons of petrol
10-11-52	1000 gallons of petrol
18-11-52	1000 gallons of petrol
5-12-52	1000 gallons of petrol

He has further avoided payment of octroi on the consignment of petrol on the said notes giving false statements that there was leakage in the consignments.

9

- 7 That he has not taken prompt action to fix the demand under Professional tax during 1952-53

Regarding the allegation that I have not taken prompt action to fix the demand under professional tax for 1952-53, this is also baseless. The demand was fixed. Bills have been served. In the case of the new assesses for 1952-53, the objections to the levy were called for. It is the duty of the Commissioner to dispose of the objections if any preferred by the new assesses. In most of the cases professional tax for 1952-53 are being recovered.

It can thus be seen that I am not responsible for any of the things I am accused of. Most of the troubles could have been avoided if only the President had left the discretion to me. The mismanagement of his likes and dislikes of persons and parties in the Municipal administration and his want of administrative experience are responsible for these and other irregularities.

Remarks of the C-2 Commission

The Service Charge is what he has
not taken prompt action upon under
demand under provision tax the charge
is not altogether correct. It has been given
the Report of the present RO of 2nd
April 1953 what has happened is
that from 48-49 the demand under
his head has not been correctly
revised. The old demand is being
continued year after year. Only
78 khatahs are seen to have been
added in 52-53. This is of course
a symptom of grave slackness. The
the Ex RO is not the only official
involved in it. Nor can I say
that such a state of affairs is
at all uncommon in local
bodies where even Mahalwazi
khatahs are often found out of
date for years. While undoubtedly
the Ex RO has to bear his share
of blame for not revising the
provision tax khatahs, the charge
cannot be considered extremely
grave.

WLB
SLS

20 L 18579 N 24/53 60

The ~~HH~~ President ~~Devangra~~
City M C R City ~~HH~~ S
Devangra

Sir,

I am ~~thru~~ to acknowledge
the receipt of your telegram dated 15/53
and letter no G C 792/52-53
of 16/53 in the matter requesting
to take action against Mr R S Kumar
Revenue Officer for his alleged acts

3 7
21/1
22/5/53 to Govt
Q1

Recd Sw
24/1/53

23/1/53

Confidential

Do L 18580. D 24/1/53

Mr
The, Commr for d 85
Davanpore City ~~for d 85~~
Thru the President

Su,

In forwarding herewith - a copy
of letter no ~~204~~ C 792/52-53 dated
16/1/53 received from the President
Mr C. Davangue requesting to
take action against Su R.S. Kumar
Rev. Mr. for his alleged act - I am directed
to request you to ~~take~~ ~~to~~ ~~forward~~ ~~kind~~
to investigate the matter and forward
a report very early

Received
24/1/53

2 2
21/1
2085 1/2
8m
D1

23/1/53

CM 4-53-12

12

DAVANGERE CITY MUNICIPALITY

"Confidential"

No G C 792/52-53

Encl

From

The Municipal Commissioner,
City Municipality,
D a v a n a g e r e

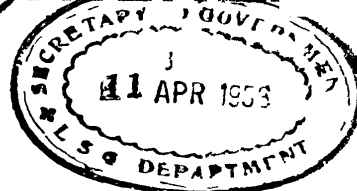
To

The Secretary to Government,
Local Self Government Department,
B A N G A L O R E

Municipal Offices

DAVANGERE

Date 7th April 1953



Sir,

Subject - Charges framed against Sri R S Kumar B A ,Ex Revenue Officer Davanagere City Municipality by the President Davanagere City Municipality

-- 0 --

With reference to your letter No L 18580 dated 24th January 53 forwarding for report a copy of the letter dated 16th January 53 - addressed to Government by the President of this City Municipality framing certain charges against Sri R S Kumar B A ,Ex Revenue Officer of this City Municipality for his illegal acts etc I write to state as follows -

A copy of your letter under advertance having been sent to Sri R S Kumar B A ,for furnishing his explanation on each of the charges framed against him, a reply was received from him on 16-2-53 stating that he was enable to furnish his report in this behalf in the absence of connected sale records and that they may be made available to him Subsequently necessary instructions were issued to the present Revenue Officer to make the concerned records available to Sri R S Kumar, on 25-2-1953 for his reference and a reply was accordingly sent to R S Kumar in this office letter No G C 792/52-53 dated - 24-2-1953 in this behalf Thereafter, a letter dated 2nd March 1953 addressed to me by Sri R S Kumar B A , conveying his explanations on the several points indicated in the list of charges framed against him was received in this office on 5-3-1953 I enclose this explanation in original for favour of perusal of Government

Since the Revenue Officer had made certain allegations against

13

- 2 -

the Honarary President concerning the ~~not~~ payment of Octroi duty ~~by~~ the ~~President~~ on his personal goods imported into the Octroi limits etc I send a copy of the Revenue Officer's explanation for his remarks on the several points referred to by the Revenue Officer on charges that had been framed against him

The President's reply dated 5-4-53 received in this behalf furnishing his remarks on each of the points indicated therein is enclosed for favour of perusal of Government

The Honarary President, Sri I Doddaveerappa, after examination of each point has furnished his remarks

The detailed reports noted in the margin received from the present Revenue Officer Sri H Bhramarayappa on points urged by Sri R S

-----	Kumar, B A , in his explanatory
1 R P R 77/52-53 dated 28-3-53	report dated 2nd March 1953, -
2 " 1/53-54 " 2-4-53	nullyfying the truth of the -
-----	-statement of Sri R S Kumar, in regard to replies furnished by him
	are herein enclosed for favour of kind reference

From study of facts and the records bearing on several subjects, I am convinced that Sri P S Kumar has failed to improve the financial condition of the Municipality by his indifferent attitude and misbehaviour towards the Authorities, especially towards the Honarary President of the Municipality It may be impressed here that due to his indifference and callous nature, heavy amounts were allowed to remain in arrears both under Mohatarfa, Profession Tax and under several items of Miscellaneous Revenue The irresponsible way in which Sri R S Kumar, acted had resulted in the accumulation of heavy arrears in respect of the undermentioned items Viz -

- | | |
|--|----------|
| 1, Non recovery of khist from ~~Sri~~ Contractor Sri C K Siddappa, Cattle Shandy contractor for 52-53 | Rs 703/- |
| 2 -do- from contractor Sri M Siddoji Rao, for 51-52 | Rs 664/- |
| 3 -do- for General Shandy for 51-52 from Sri Nagesha Rao, Contractor | Rs 875/- |

DAVANGERE CITY MUNICIPALITY

No
Encl
From

Municipal Offices
DAVANGERE

14

Date 7th April, 1953

- 3 -

In regard to the points Viz fixing up assessment on properties in several colonies and non fixing up demand under profession tax and allowing parties to remove dutiable articles without payment of octroi duty, is explained fully by the present Revenue Officer in his report dated 2-4-1953 which is enclosed herein in original

That as regards the allegation made against the President, that he removed dutiable articles without payment of Octroi duty thereon, I am to state that the enclosed report of the present Revenue Officer explains that Sri R S Kumar has made an unfounded and irresponsible statement probably with some ~~very~~ vindictive motive ~~behind~~

His statement made to the effect that he is not responsible for any omission or commission caused by his subordinates ~~it~~ is not convincing and acceptable. The tone and language used in his report ~~are~~ ^{un} ~~is~~ seen to be ~~un~~ becoming of a subordinate towards his higher authorities

In conclusion I have to remark that the work of Sri R S Kumar, B A , on the whole was not up to mark and satisfactory and that he requires to be pulled up at every stage. But for his indifferent attitude and gross neglect of duty, a major portion of the Municipal Revenue could have been collected

I may kindly be permitted to place before Government that Sri I Doddaveerappa has been evincing great interest in improving the resources of the Municipality and to better its administration. He is fully cooperating with all the Officers of the Municipality in the efficient discharge of Municipal work ~~with~~ and the Revenue Officer Sri R S Kumar, ought not to have indulged in casting aspersions on a respectable non-official President. He has failed to co-operate with the President who had set himself the task of toning up the admini-

75

- 4 -

-stration and improving its revenues ever since he assumed the
office of the President

Yours faithfully,

K Narasimhaiengar

(K Narasimhaiengar)
MUNICIPAL COMMISSIONER,
DAVANAGERE CITY MUNICIPALITY

HSK RAO/3

7 4 53

"Confidential"

To

The Municipal Commissioner,
Davanagere City Municipality,
D a v a n a g e r e

Sir,

With reference to your letter No G C 792/52-53 forward-
-ing for my remarks the copy of the report No 5/52-53 dated
2nd March 1953 of Sri R S Kumar B,A ,Executive Revenue Officer
Davanagere City Municipality furnishing his explanation on the
several points called for by the Secretary to Government, L S
G Department Bangalore on the points indicated therein etc ,
I furnish my remarks on the several points raised by the -
Revenue Officer as desired by you and to request you to forward
the same to Government

Yours faithfully,

9 to 10/4/53
PRESIDENT,
CITY MUNICIPAL COUNCIL,
DAVANAGERE

He
2/4
6-4-53

NON RECOVERY OF THE MONTHLY KHISTS FROM SRI C.K SIDDAPPA CONTRACTOR,
CATTLE SHANDY FOR 1952-53.

1 The right to collect fees in the weekly cattle shandy was disposed of to the highest bidder Sri C K Siddappa for Rs 8,000/- on condition that if the Government were to accord sanction to the enhanced rate of levy of fees, he has to pay Rs 8,000/- as other wise the usual bid - amount viz Rs 4,000/- will have to be paid for by him This sale was confirmed by the Municipal Council vide Resolution No 24(1) dated - 19-3-52 Thereafter the then Revenue Officer, R S Kumar got an agree-
-ment drafted on a stamped paper and has signed himself as having been executed before him 1-4-52, though this agreement had to be obtained - before the then Municipal Commissioner The signature of the then - Municipal Commissioner has not been taken A perusal of the stamped paper enclosed in the file shows that the agreement is worded to have been executed before the then Municipal Commissioner but not signed before him

Under the therms of the sale notification and agreement, the contractor had to pay the sum of Rs 4,000/- in 12 equal monthly instal-
-ments the monthly khist payable being 333-5-4 Out of Rs 4,000/- the contractor has paid Rs 470/- on 28-3-52 The balance payable works Rs 4000/- - 470/- = Rs 3530/-

The sale record discloses that during November 52 only i e 27-11
52 the Revenue Officer for the first time issued a notice to Sri E K - Siddappa contractor requiring to pay khists for five months amounting to Rs 2067-5-11 and got it served on the contractor on 3-12-52 through the process server Bhyrappa It is only on 17-12-52 the Revenue - Officer have submitted his first report stating that the contractor has failed to pay the monthly khists from April 1952 till Dec^r 52 and that the contract may be cancelled The question was immediately - brought before the Municipal Council at the meeting held on 17-12-52, when a resolution was passed to the effect that if the contractor C K /Siddappa failed to credit the dues before 28-12-52, that action might be taken against him as per rules and that it might be worked out an Departmental basis from 1-1-53 Thereafter the Contractor having been served with a notice by the Revenue Officer on 26-12-52 and applied to the Municipality for grant of time to pay the balance i e Rs 3530/- -

- Rs 999/- = Rs 2531/- Thereafter a requisition signed by ten Municipal Councillors having been received in the office on 26-12-52 to the effect of reconsidering the previous resolution of the Council and to allow the contractor sufficient time in this behalf the matter was again brought before the Municipal at its subsequent meeting held on 21-1-53 when it was unanimously resolved that the entire dues in this behalf be recovered in three monthly instalments In pursuance of this resolution (Vide resolution copy enclosed) and with great hardship a further sum of Rs 1495/- has since been recovered leaving a balance of Rs 703/- still to be recovered by the end of 31-3-53 It is to be stated here, that if personal exertion had not been evinced by the President, the Municipal Commissioner and the ~~Municipal~~ Revenue Officer, a major portion of the dues would have become -
outstand recovery

2. CHECKING OF TOLL GATE RECEIPT BOOKS -

The enclosed report of the Clerk Sri C Gurusiddappa dated 13-1-53 submitted to the Municipal Commissioner 14-1-53 shows clearly in the indifferent way in which the Revenue Officer replied to the official instead of making suitable arrangements to facilitate the verification of the accounts desired to be got done by the Superior authorities. Since the Revenue Officer is in direct charge of Toll Gates, it was his bounden duty to have made the required arrangements ~~to~~ for this office clerk to look into and check the Accounts pertaining to the Toll Gates The tone and language used by the Revenue Officer, criticising ~~the~~ action of the President and making uncalled for remarks against the Municipal President is rather very annoying and it shows the indifferent attitude of the Revenue Officer towards non-officials who hold responsible positions I leave ~~this~~ this aspect for kind consideration of Government for taking such action against the Revenue Officer as they deem fit in the matter

4 Non recovery of the balance Khist amount of Rs 904/- still due for 50-52 from Sri M Siddoji Rao, contractor for cattle Shandy Fees -

The right was sold for Rs 7225/- for the year 1951-52 in favour of Sri M Siddoji Rao Contractor He has paid Rs 2708-8-0 including the amount deposited by him Since Government did not sanction the levy of enhanced rates of fees, the bid amount has to be confirmed to half of Rs $\frac{7225}{2}$ = 3612-8-0 Deducting the total collection of Rs 2708-8-0 from Rs 3612-8-0 there remains a balance of Rs 904/- yet to be recovered from the Contractor

19

-or The record discloses that the contractor having petitioned for granting him permission for the period of about 9 weeks during which period the weekly cattle shandy was closed as per prohibitory order issued by the Deputy Commissioner, the relative papers for remission were pending with the Revenue Officer for further action from 1-2-52 to 24-12-52. The sale records does not reveal any sign of action taken by the Revenue Officer for having put forth pressure on the contractor for requesting to pay the khist dues promptly. It is only 24-12-52 - that the Revenue Officer submitted a report for granting the contractor a remission of Rs 625/- on the plea that the cattle shandy had been ~~xxx~~-closed due to the prohibitory orders issued by the Deputy Commissioner. That for the recovery of the balance amount of Rs 279/- no proceedings have so far been taken. In such cases rules requires that personal responsibility of the Officer has to be enforced for gross neglect of duty and for having allowed the item to become irrecoverable.

5 Non recovery of Rs 1169/- towards the General Shandy Khist for 51-52 from Sri Nagesha Rao, Contractor -

This right was sold to one Sri Nagesha Rao, for 51-52 for Rs 3525/- out of this Rs 2356-4-0 was collected up to end of March 1952 leaving a balance of Rs 1169/- yet to be collected. This amount still remains to be collected. Prompt action has not been pursued for its recovery till date by the Revenue Officer. It is only on 25-12-52 the Revenue Officer submitted a report recommending for the remission of Rs 67/- only. The record is defective as no stamped Mutchalika is obtained from the Contractor binding himself for recovery of the dues. The Revenue Officer is primarily responsible for this loss of Municipal Revenue for neglect of duty in not having taken timely action for the recovery of the dues.

His explanation offered stating if there is any delay, the delay is due on the part of the concerned clerk and that clerk is to be held responsible. Since the Revenue Officer is in direct charge of all such Revenue yielding items and was being paid a special allowance at Rs 30/- per month for looking after the Toll and other collections, his explanation offered is not convincing and acceptable. Such action as is deemed fit for its recovery may be pursued against the Revenue Officer for his gross neglect of duty.

6 Re Non payment of Octroi Duty on certain articles referred to by the Revenue Officer in his report, the correct facts are furnished below -

Paras 6 & 8 - The explanation offered by the Revenue

Officer stating that he being Executive Officer he is not responsible for all the omissions and commissions at the Octroi Office and that he is not expected to be present in Octroi Office during Office hours

The Revenue Officer in his reports No 10 and 12/52-53 dated - 6-1-53 has submitted to the office two lists furnishing details of items showing therein the names of parties and the articles allowed by his staff to be taken away by the parties without payment of duty It is clear from the said Revenue Officer's report that though he was in full know of this kind of transaction, he slept over the matter and made a report of the present ~~thing~~^{to} on 6-1-53/shirk his responsibility As a responsible officer of the Municipality nothing prevented the Revenue Officer from bringing to the notice of the President or the Municipal Commissioner such irregularities His present explanation which is - ~~Xav~~sive nature is seem to be not acceptable and it deserves to be brought to the notice of Government for disciplinary action

7 1952-53 Fixing of Demand Under Land and House and Profession Tax

Regarding reinstatement of certain dismissed officials at the whims and fancies of the President -

The remarks made by the Revenue Officer in this behalf are uncalled for and deserves to be notice Since it is the executive function of the Municipal Commissioner to appoint, suspend and re-instate officials the reinstatement and re-employment of the officials referred to by the Revenue Officer might have come in the purview of the function of the Municipal Commissioner

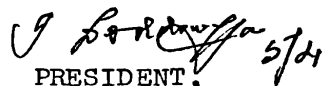
More than all these, the Revenue Officer has made circastical remarks in his report, alleging that the President-being merchant has misused his powers and removed dutiable goods without payment of Octroi duty on certain dates mentioned in his report

The detailed report received from the Present Revenue Officer, Sri Bhramarayappa B A (is herein enclosed) which explains the truth of the fact that the President has not abused his virtual powers on such insignificant and trivial matters

I state that Sri R S Kumar indulged himself with a party of the councillors and just to carry their favour to achieve his base objects, did not even hesitate to divulge office matters and failed to discharge his legitimate duties in heeding of the responsible post

he had. Since he has made infounded allegations against his President who is a respectable and leading citizen of the place, flur-and to defame him in the eyes of public and Government. I seek permission of Government to take legal actions against Sri R S Kumar for his mischievous actions. Government have been well aware of the unsatisfactory nature of work turned out by this office in the year 1951-52 and if I remember well, Government i.e. the Secretary to Government, L S G Department during Nov 1952 conveyed their remarks against the work and conduct of this incumbent on the Confidential report for 51-52 remarking "Sri R S Kumar Revenue Office may be instructed to improve his work"

To say everything about this incumbent in one word, I should say he deserves no other punishment than his dismissal from Government service for the reason that he has imbibed a habit of siding parties, setting up party spirit in the council to bring about quarrel and - hitch between the Municipal Commissioner and the President or the Vice President, mainly with a view to break down the smooth running of the administration, run by the non-officials. My sincere opinion about this person is that no Municipality in the state, wherever he be - posted would thrive or work harmoniously. As such I strongly impress to move the benign Government, not to post this incumbent to any of the offices where the administration is run by non-officials and his existence in any of such offices is sure to jeopardise its interest.


PRESIDENT,
CITY MUNICIPAL COUNCIL,
DAVANAGERE

HSK RAO/

the objections, if any preferred by the new assesseees. In most of the cases profession tax for 1952-53 are being recovered.

It can thus be seen that I am not responsible for any of the things I am accused of. Most of the troubles could have been avoided if only the President had left the discretion to me. The importing of his likes and dislikes of persons and parties in the Municipal administration and his want of administrative experience are responsible for these and other irregularities.

Yours faithfully,



(R S Kumar)

Executive Officer

(On leave)

DAVANGERE

Dated 2nd March 1953

RPA 77
12 53

Ref Memo no 50 7921 ²⁵ 52
dated and received from the Dk Comr
on the following Subject-

Re Verification of the payment
etc of octroi on dutiable goods
imported by Sn & sons
Sahayani on certain dates

As per the instructions I
checked the entries in the Railway
Inland Register and the Road
entry Register maintained with
Octroi Deptt in respect of
the entries relating to the items in
question. An extract from the said
Registers is enclosed for your perusal
& note below my report on each
item -

Date
10 7 52

5 cases of iron
materials }

This item is shown as pending for
collection of octroi. I checked the
original bill and the inward register
maintained by M/s ^{Chemical Works} ~~Sn & sons~~. It is
seen therefrom, that the articles
imported on 10 7 52 vide invoice
no 3423, were not iron materials
but they were electrodes or welding
rods. These have been noted to be
non dutiable article by the ^{Revenue} ~~officer~~

Ok
Jm
24-7-53

28
 - Exhaust of the Register showing the balance of all the accounts under the heading Through
 Railway during the year

Sl no	Name of the Railway Station	Name of the Receiver of the Receipts	Name of the Contributor and of Consignee	From what place	A/c						Railway Pass	New Receipts	Name of the Receiver
					Name	to the Railway	to the Railway	to the Railway	to the Railway	to the Railway			
3468	3423 40		S C SONS	Bombay	10752				3				43
6321	01593(P) 131053		M. J. C. & Chennabhai	Madras	211032				1				100
6751	121/46 291032		Boston R. Co. S C SONS	Madras	5152				2				29
7220	257/25 151152		G. C. T. SONS		221152				1				311

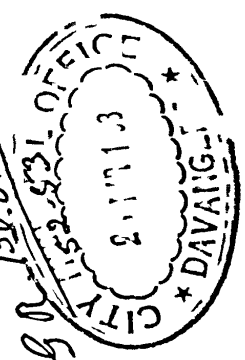
752	1st Araga		1 tube	2910-52	2000 gm - 1980	-- 01-	1232	538
		80 + 5000		Petrol				2910-52
		10-10 - 1000 gm			By Bank Cheque No 7 306, 147			
		1810 52 1000 gm		1011-52			2710-52	
808		Set Sons	1 tube	Petrol	1000 gm - 990	- 01-	61-14	684
					10 gm Leaky			3011-52
					1000			
838		40 + 5000	1 tube	Petrol	1000 gm - 990 gm	- 01-	61-14	684
					10 gm Leaky			3011-52
					1000			
864		9 Chennai base PA	1 tube	Petrol	1000 gm - 990 gm	- 01-	61-14	684
		7-5000			10 gm Leaky			3011-52
					1000			

Petrol / 1000 gm - 990 gm - 01-
 1000 gm - 990 gm - 01-
 10 gm Leaky
 1000
 10 gm Leaky
 1000

(50) PC Sakanna

M. M. M. M. M.
 Reserve of 2000

0-0-0 0-0-0
 10 3 2



29

DAVANGERE CITY MUNICIPALITY

No R P R 1/53-54

Confidential
To

Office of the Revenue Officer,
City Municipality,
DAVANGERE, Dated 2nd April 1953

The Municipal Commissioner,
Davangere City Municipality,
D a v a n g e r e

Sir,

With reference to your Memo No G C 992/52-53 dated 15th March 1953, I write to report as follows -

1 Are all assessment Registers posted upto date?

The assessment Registers were completed and the revised assessment was given effect to from 1949-50. The cases of fresh levy have been written from time to time in separate three volumes of assessment Registers. A few entries ~~by~~ these entries have been confirmed by revising authority. In respect of some entries the assessment is noted to have been taken to demand, but the Khata No as ~~crossed~~ reference is not noted. All these entries had to be verified in detail with reference to the Khata which will be got done before finalising the demand for 53-54.

The President had been pleased to verify one of these three Registers on 19.1.1953 and observe that the initials of the Revenue Officer were not dated etc. His Memo of observations has been ~~attached~~ attached to the Register.

2 and 3 If vacant sites in ^{possession} ~~possession~~ of private holders assessed, also report when the vacant sites as well as construction there on were assessed and bill sent to the parties?

On verification it is seen that sites ^{as} ~~has~~ detailed in the margin have been disposed off to private individuals and out of them the No of sites on which assessment has been levied is noted against them.

*He
Please bring
2 An
4-4-53*

	Place	Sites disposed off	Number assessed
1	Azadnagar	947	150
2	Nituvally Tank bed	127	12
3	Hadadi Cooly Colony	1152	39
4	Vinobanagar	675	21
5	Middle class colony	A Block 273 B Block 420	- -

4 Whether bills for professional tax for 52-53 has been issued and when?

It is ascertained that the professional tax as levied in 48-49 has been continued in subsequent years and to the above statement only 78 Khatahs have been added. Revision of this list will be taken up in the current year.

5 When action ^{to} / recover the dues for the cattle shandy collection for 52-53 was taken with what effect?

The right to collect fee of the cattle shandy was leased out by sale on 17-3-52 for Rs 4,000/- out of which a sum of - Rs 2827/- excluding Rs 470/- in deposit has been collected as per details in the margin.

It is seen from the records that a notice for payment of ~~phate~~ ^{first} issued only on 27.11.52. Even the ~~notice~~ ^{notice} obtained has been attested only by the Revenue Officer.

Details

					After adjusting the amount in deposit
25 8 52	333	0	0	0	a sum of rupees 703/- remains to be
26 12.52	999	0	0	0	collected
25. 3.53	995	0	0	0	
26 3 53	500	0	0	0	

What action has been taken for recovery of arrears of sale proceeds of compost manure and what action was taken?

On verification of the sale records of the compost manure in 11.11.11 and Vth wards a sum of Rs 1,177/- is found to be yet outstanding from the persons as per details in the statement enclosed.

VII Whether the sale proceeds of manure in cattle pounds for 52-53 was recovered and when?

I may be excused to state that I could not get yet the sale records relating to the sale of manure in cattle pounds in 52-53. But it is ascertained that manure in the cattle pound ~~was~~ ^{was} to the compost by the sanitary staff. As regards manure in the cattle pound near slaughter house, one Biddoji Rao has purchased it during 1950-51 and 1951-52 for rupees nine (9-0-0) per year and during 1952-53 also he is found to have ~~not~~ removed the manure as per ~~presence~~ ^{presence} of the pound clerk, who, with the belief that he had purchased it as usual, allowed the manure to be removed to keep the pound clean. However the statement of Biddoji Rao is recorded and a sum of Rs 9-0-0 has been collected from him, the reference will be separately submitted for orders.

VIII Whether replies to Audit objections pending with Revenue Officer duly answered? If so when?

A register has been opened for noting the audit objections and action taken on individual objections, so far twenty six objections have been answered. An interim reply will be shortly submitted.

A Statement of ~~debt~~ ^{debt} outstanding recovery in the action Section at the end of December enclosed as per ~~kind~~ ^{kind} instructions.

Yours faithfully,

M. Mahalingam
Revenue Officer,
Davangere City Municipality,
Davangere.

Statement showing the pending items of account
from 14.52 to 30.12.1952 —

31

Sl. No.	Date	Name of the party	Things	Where	Quantity
20	16.4.52	Rotomung Office	Sugar	Mandya	12 bags
60	17.4.52	D. G. M. Ltd.	M. powder	Bangalore	1 case
450217	23.4.52	S. S. T. M. Ltd.	M. powder Bengaluru and Mysore	Bengaluru and Mysore	5 cases
578	6.5.52	Mishra Narappa	Roasting Tills	Bangalore	one bag
809	13.5.1952	Sankarajya Rao	Steel Troughs	Mandya	16
57	23.6.52	Mappanna	Brown paper	Mandya	6
001	25.6.52	Sankappa	H. S. S. S.	Pondicherry	2 Bundles
468	10.7.52	D. G. and Son	Sugar, powder	Bangalore	3
190	19.7.52	Ranchand and Co	Blanks (iron)	Bangalore	2 cases
800	19.7.52	M. Banappa	B. gum	Sholapur	120 bags
69	22.7.52	R. S. Shetty	Cycle	Bangalore	1 only
887	22.7.52	B. V. Narayana Shetty	Brown M. S. Rod	Bangalore	42 only
889	22.7.52	B. S. Narayana Shetty	T. S. S.	Bangalore	16
758	24.7.52	G. Shamma Shetty	K. S. S.	Bondar	16
302	3.8.52	Vaidhyanand Shankar	elastar	Mysore	3 Bundles
526	12.8.52	A. H. H. H. H. H. H. H.	D. S. S.	Bhawan	1
600	14.8.52	J. N. H. H. H. H. H. H.	elastar	Mysore	1
243	8.9.52	Pradip Kumar Shetty	Hand saw	Bangalore	2 cases
244	"	"	"	"	1 case
417	15.9.52	A. S. S. S. S. S. S. S.	S. S. S.	Bangalore	1 set
45	20.9.52	M. S. S. S. S. S. S. S.	G. S. S.	Mysore	232 bags
45	26.9.52	V. S. S. S. S. S. S.	K. S. S.	Mysore	2476 galls
173	27.9.52	"	"	"	400 zms
321	21.10.52	S. S. S. S. S. S. S.	elastar	Mandya	1 case
163	6.11.52	D. G. M. Ltd.	M. powder	Bangalore	17 cases
72	20.11.52	H. H. H. H. H. H. H.	Cycle power	Mandya	1 case

7220	22 11 52	9 & out son	peny put	coastline	- 1 lake
7578	6 12 52	Moharab Khan	loch -	religous	1 lake
7662	9 12 52	^{Geleat} ~~Moharab Khan~~	& R-gumie	Bongalan	10 12 melle
Action beine taken			for the recovery		to Mungappa
			St. Mahua		3/4
			R ₂ 9/4		ocean clerk

Statement Showing the Amount to be recovered in respect of export manure, For the year 1952-1953

33

Area	Date of Sale	Plot no	Highest Bidder	Amount
rd eady colony	16 4 52	17	B Mahadevappa	170-0-0
— " —	— — —	19	— Do —	140-0-0
rd A K colony	14 4 52	14	Basappa Nalabandpet	157-0-0
rd Seplie Tank	19 4 52	Plot no 1	Hanumanthappa	25-0-0
— " —	— — —	2	veerabasappa	250-0-0
— " —	— — —	3	Hanumanthappa	150-0-0
— " —	— — —	4	— Do —	100-0-0
— " —	— — —	5	— Do —	50-0-0
— " —	— — —	7	— Do —	75-0-0
— " —	— — —	8	— Do —	30-0-0
— " —	— — —	calvert	— " —	30-0-0
Total				1177-0-0
				<i>[Signature]</i>

Confidential

34

Appendix, F G-1]

SUBJECT

Charges framed against Ex-R.S.
Dumraon, Ex-Rewanna Officer of
the Municipal

Section

File No

Serial No

No 4293 / 13-7-53
To

Diary No of letter replied to

General and Revenue Secretariat

()
the 195

The Municipal
Court (Vid Pro), Dumraon

20

Date of issue

Signed by

With reference to
the correspondence starting
with your letter no G-
792/52-53 & 7453 on
the Subject mentioned above,
I am directed to request
you kindly to forward
Report D 17/53
the ~~enclosures~~ of the
Official Re. the assessment
of properties in the
several Colonies and

List of enclosures

Copied by

Examined by

Regulated Market — as this
is not received in this office and
is required for a decision
being taken in this matter

this may be treated as
immediate

James Fitzpatrick

6/7
for L. S. G. Secy
4/7

25/11/57

"CONFIDENTIAL"

To Ge 792/523

Encl 1

From

The Municipal Commissioner,
City Municipality,
DAVANAGERE

36
Municipal Offices

DAVANAGERE CITY

Date 16th July, 1952



To

Sri V Hanumanthappa, B A (Hons),
The Assistant Secretary to the Government of Mysore,
Local Self Government and Planning Departments,
Mysore Government Secretariat,
BANGALORE.1

Sir,

Subject - Charges framed against Sri R S Kumaran, Ex-Revenue
Officer of the Municipality

-- 0 --

With reference to your letter No L 4293 dated 13th July 1952,
I write to enclose herewith as desired report No R O P R 145/52-52
dated 17-1-52 in original of the official regarding the assessment of
properties in the several colonies and regulated market of this place

FORWARDED

B. I. Gopala Rao
(B I Gopala Rao)
PRESIDENT,
CITY MUNICIPAL COUNCIL,
DAVANAGERE

Yours faithfully,

H. Narasimhaengar
(H Narasimhaengar)
MUNICIPAL COMMISSIONER,
DAVANAGERE CITY MUNICIPALITY

HCK RAO/2

*Send to the Comr,
D.S. at once*

[Signature]
1812

P R No 145/52 53
To

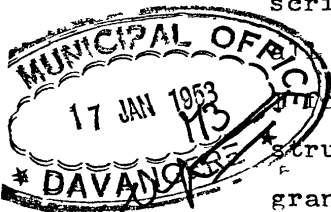
The Municipal Commissioner,
City Municipality,
D a v a n g e r e

SIR,

With reference to your memo Ni nil dated 7-1-1953 forwarding in original letter No G C 690/52-53 dated 7-1-1953 received from the President, City Municipality, Davangere requesting me to explain the circumstances under which the several sites disposed off in several Colonies and the buildings in the Regulated Market area are not assessed etc. I write to state as follows -

From the month of August 1952-up to end of October 1952, papers relating to the grant of sites were transferred to the Revenue Section. As soon as these papers were transferred, I got the new site registers opened in the prescribed form for each extension and verified and inspected the sites in different extensions. During my inspection, I found that the grantees were unauthorisedly allowed to construct buildings without recovering upset value of the sites granted. In several instances, no license has been granted to them for construction of houses in these colonies. No action has been taken against those who have constructed unauthorised buildings. In certain cases one and the same site has been granted to more than one. It is also noticed that sites have been granted in the name of the ladies, whose addresses are not noted. In these cases, it is very difficult to recover upset value and site taxes when levied. Several grantees are not residents of this place. Further in Arkonda and Azad Nagar colonies, sites have not been granted by competent authority, and before preparing plan and formation of sites, additional sites have been granted adopting for each row of sites as I line II line, IA, IB and so on. Immediately I issued notices to those grantees who failed to pay the upset value of the sites. Many notices could not be served on them as their whereabouts

M3
11/23/53



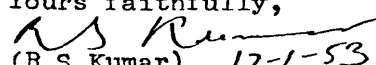
Pring J. K.
19/1/53

whereabouts are not known Even today there are many grantees who have not paid the upset value of the sites Then I assessed the buildings and sites in respect of which upset value ~~of~~ has been fully recovered The buildings and sites in respect of which upset value has not been recovered cannot be assessed In Bamboo Bazaar sites have been granted to several people recovering only a portions of the site value They cannot be assessed unless full amount of the upset value is recovered While I was regularising these defects the present President again transferred the papers in the month of November to Sri B M Veeraiah who is working as a Licensing clerk in the office of the Commissioner Even the site registers got prepared by me have been entrusted to the clerk on whom I have no control From November 1952, the grant of sites has become a mess The President himself has granted some sites to several people in whom he is interested without my knowledge The sites clerk has also not furnished the list of sites granted by the President for levy of taxes On account of this, I could not take any action for recovery of the upset value and levy of tax Though I brought these irregularities, defects and present procedure to the notice of the previous and present commissioner, ^{I am not aware of this} no action has been taken to regularise further irregularities ^{2/11/1954}

clerk
Veeraiah is
keeping
registers

Regarding the buildings and sites in the Regulated Market area I may state that these sites have not been granted by the Municipality I deputed the clerk of the Revenue Section to prepare the list showing the names of the grantees, site no, dimensions etc and levied sites tax on them for 1952-53 At present about 20, 25 buildings (including temporary structures) have been constructed These buildings have been unauthorisedly constructed without obtaining licenses No action has been taken against those who have constructed unauthorised buildings As per instructions of the President and Commissioner these buildings have been assessed Even now immediate action should be taken to regularise these defects and irregularities The site clerk may be asked to furnish the list of grantees who have paid full upset value of the sites granted to them for levy of sites tax and house tax

Please
furnish
particulars
9/11
19/11

Yours faithfully,

(R S Kumar) 17-1-53
Revenue Officer

Municipal Commissioner
G.C.792/52-53

39
DAVANGERE
Date 24th February 1953

Dear Sir,

In reply to your letter No 4/52-53 dated 16-2-1953 *I would request*
contact the Revenue Officer in his office tomorrow the 25th *for preparing*
instant and refer such records ~~your replies~~ that are re-
quired for furnishing ~~xx the~~ your replies

The matter may be treated as urgent as the Revenue
Officer is going on leave ~~for~~ *from* tomorrow night *for about*
ten days
Please acknowledge the receipt of this letter early

Yours Sincerely,

To

Sri R S Kumar, B A
Executive Officer (On Leave)
Camp Davangere

Copy to the Revenue Officer for information and compliance

Jm
Municipal Commissioner,
Davangere City Municipality

R Shikumar B A

Executive Officer on leave

no C 44/5253

Davangere 40
Dated 16 2.53

To

The Municipal Commissioner
City Municipal Council
{ Davangere

Sir, With reference to your confidential
Memo no G C 792/5253 D 9-2-53
forwarding a copy of letter no G C
792/5253 D 16-1-53 addressed to the
Secretary to Govt, L S G and
planning Commission Bangalore,
and calling for my report with
remarks on all the points raised
therein, I write to state that I am
unable to furnish my report,
in the matter, in the absence of
connected ^{state} records I therefore
request that the concerned records
may kindly be made available
under due intimation, so as

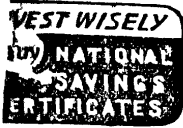
to enable me to furnish the
report called for
yours of this date

R S Kinnear

Ex Revenue officer on leave
16-2-53

to enable me to furnish the
report. Called for
yours of 11th of inst.

R S Ransom
Ex Revenue officer on leave
16-2-53



41
INDIAN POSTS AND



57
TELEGRAPHS DEPARTMENT

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Sent at
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J. Mallya Doddururupa

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OFFICIAL MEMORANDUM

5 copies

Reference Un-official Note No R4 C 1035-317/53-54 dated 19-8-1953 from the Commissioner for Local Self-Government furnishing his remarks on the explanations offered by Sri R S Kunkar Ex Revenue Officer, Davangere City Municipality, to the charges framed against him by the President of the Municipal Council, and forwarded to Government, with the Municipal Commissioner's letter No G C 702/52-53 dated 7th April 1953

O R D E R

The charges framed against the Revenue Officer by the Municipal President, his explanations thereto and the remarks of the Commissioner for Local Self-Government thereon ^{have been} ~~are~~ examined and ~~considered~~

2 The Charges ~~are~~ ^{as follows} Viz (1) that the Revenue Officer failed to take prompt action in collecting the monthly khists from April 1952 to end of December 1952 from the contractor in respect of right to collect fees on cattle at the yearly cattle shandy and (1.) that though he was instructed in writing to assess the vacant sites and buildings lying within the several colonies in Davangere city he did not care to obey the orders issued by the President, City Municipal Council Davangere, and that he was to be pressed for taking up the work by a second letter issued through the Municipal Commissioner and that the delay on his part in assessing these properties in the several colonies of the city and Regulated Market resulted in considerable loss of municipal revenue etc, are not proved. As regards ^{the} third charge viz, that in spite of the fact of issuing order to him for giving access to the clerk of the Municipal President's office to check the counterfoils of the Toll Gate Receipt Books for the year 1951-1952, he failed to obey the instructions

44

that the language used by him in his explanations

which savours of impertinence

The future work of the
Official has to be watched

Such further complaints against him will be
severely dealt with

If the Official he
does not improve
severe disciplinary
action will be
taken against
him

draft)

24/17/1

Secretary to Government,
L S G & Planning Departments


22

3/10

To

The Commissioner for L S G In Mysore
The Municipal Commissioner, Davangere City
Municipality thro' the President

knr/raft/3/X

20/10/53

44

- 3 -

that the language used by him in his explanations

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 does not improve
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 taken against
 him

draft)

24/17/1

Secretary to Government,
 L S G & Planning Departments


 22

3/10

To

The Commissioner for L S G In Mysore
 The Municipal Commissioner, Davangere City
 Municipality thro' the President

knr/araft/3/X

28/10/53

45

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

Mysore Government

General and Revenue Secretariat

Municipal Branch

Dated, Bangalore 11th October 1953

No L. 8792-3 / CM 4-53-4

Official Memorandum

Reference:- Un-official Note No. R.U.C.1035-317/53-54 dated 19-8-1953 from the Commissioner for Local Self-Government in Mysore furnishing his remarks on the explanations offered by Sri R.S. Kumar, Ex-Revenue Officer, Davangere City Municipality, to the charges framed against him by the President of the Municipal Council, and forwarded to Government with the Municipal Commissioner's letter No.G.C.792/52-53 dated 7th April 1953.

O r d e r.

The charges framed against the Revenue Officer by the Municipal President, his explanations thereto and the remarks of the Commissioner for Local Self-Government thereon have been examined.

2. The charges viz (1) that the Revenue Officer failed to take prompt action in collecting the monthly khists from April 1952 to end of December 1952 from the contractor in respect of right or correct fees on cattle at the weekly cattle shandy and (ii) that though he was instructed in writing to assess the vacant sites and buildings lying within the several colonies in Davangere City, he did not care to obey the orders issued by the President, City Municipal Council, Davangere, and that he was to be pressed for taking up the work by a second letter issued through the Municipal Commissioner and that the delay on his part in assessing these properties in the several colonies of the City and Regulated Market resulted in considerable loss of Municipal revenue are not proved. As regards the third charge, viz., etc., that in spite of the fact of issuing order to him for giving access to the clerk of the Municipal President's office to check the counter-foils of the Toll Gate Receipt Book's for the year 1951-52, he failed to obey the instructions by not complying with the orders and by way of refusing access to the clerk etc., Government consider that there is nothing very serious about the charge. But the Revenue Officer should have placed the entire records before the Commissioner without giving room for complaint.

3. The fourth and fifth charges are (1) that the Revenue Officer failed to collect the arrears of khist amount of Rs.904/- for 1951-52

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outstanding against the weekly shandy contractor, but later recommended on 24-12-1952 to remit Rs.625/- after considerable delay and (ii) similarly he failed to collect the arrears of general shandy khist for 1951-52 (Rs.1,169/-) from contractor, 'Sri C.K. Sidaappa, but later recommended to remit Rs.67/- etc. As it is not made out whether any loss has been caused to the Municipality, Government feel that the Revenue Officer is culpable of slackness in taking action to recover the municipal dues.

4. Regarding the seventh charge, namely, that the Revenue Officer has not taken prompt action to fix the derana under profession tax during 1952-53 etc, no evidence of any serious irregularity is forthcoming.

5. Regarding the charges VI and VIII, namely (1) that the Revenue Officer has allowed Octroi staff to deliver goods subject to recovery of octroi duty whenever parties found it inconvenient to pay and this was willfully done and this resulted heavy loss of municipal revenue, (2) that he grossly neglected to check the toll accounts as well as the market fee collection though a special allowance of Rs.20/- was being paid etc., Government find that the Revenue Officer is guilty of not having exercised effective supervision over octroi collections.

6. The language of the Revenue Officer's replies to the charges is impertinent. The Revenue Officer, Sri R.S. Kumar is administered a warning for slackness in taking action to recover municipal dues and for not having exercised effective supervision over collectors of Octroi and also for the language used by him in his explanations which savours of impertinence. The future work of the official has to be watched. If he does not improve, severe disciplinary action will be taken against him.

(V. Hanumanthappa)
for Secretary to Government,
L.S.G. & Planning Departments.

To

The Commissioner for Local Self-Government in Mysore,
" Municipal Commissioner, Davangere City Municipality,
(through the President) Davangere.

INS.5.20/10.

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com corp - 16